

**OCTOBER 27, 2009 MINUTES  
REGULAR WHEATLAND CITY COUNCIL MEETING  
WHEATLAND COMMUNITY CENTER, 101 C STREET,  
WHEATLAND, CA  
6:00 – 6:30 p.m.**

**COUNCIL MEMBERS PRESENT:** Elphick, McIntosh, Pendergraph, West  
Absent: D. Coe

**OTHER OFFICIALS PRESENT:** S. Wright, City Manager  
R. Miller, Administrative Services Director  
M. McCrary, Police Chief

**PLEDGE OF ALLEGIANCE:**

Council member J. Pendergraph led the pledge of allegiance.

**PUBLIC COMMENT**

June Swift commented on the pumpkin patch property and E Street traffic.

William Harrison commented on dust from the LDS project.

Greg Soliz commented on the status of the Eagle project and Wyatt Soliz stated his Eagle project is identification signs for the fire station.

Benjamin Bartholomew commented on traffic at Fourth and E Streets from the pumpkin farm and suggested traffic signs be placed directing traffic to the traffic signals.

**CONSENT CALENDAR**

It was moved by Council member, seconded by R. West to approve the **minutes of the regular City Council meeting held on October 13, 2009**. Vote called – AYES: Pendergraph, Elphick and West.  
ABSTAIN: McIntosh. Motion carried.

**PUBLIC HEARING**

1) E. Elphick presented discussion of the fee Resolution for the FOG Ordinance. Elphick explained that the State Water Resources Control Board Order No. 2006-0003-DWQ mandates waste discharge requirements for sanitary sewer systems statewide. This mandate includes a provision that local agencies adopt an ordinance implementing the State requirements. The regulations relate primarily to commercial food service establishments (FSE). The ordinance includes requirements for pretreatment and grease traps, record keeping, permitting, fees for annual inspections and enforcement provisions. Staff estimates that there are eleven FSE's in the City which include restaurants, service delis and school cafeterias. The Ordinance has been adopted and staff has considered the requirements contained in the ordinance and estimated the costs to the City to administer the FOG Program and enforce it. In accordance with Article III of the FOG Ordinance fees shall be established for the purposes of recovering costs that are incurred by the City for the administration, permitting activities and enforcement of the program. The fee schedule will be re-assessed and adjusted annually.

**Public Comment**

William Harrison asked how much the fees are.

Benjamin Bartholomew commented that the fees are ridiculous.

Greg Soliz commented that the Ordinance and fees are necessary.  
June Swift asked when the fees go in to effect.

1) It was moved by Council member J. Pendergraph, seconded by L. McIntosh to approve **Resolution No. 21-09 Adopting Fees for the FOG Control Program for FY2009/10**. Vote called – AYES: All. Motion carried.

## **REGULAR CALENDAR**

1) R. Miller presented discussion of Proposition 1A Securitization Program. Miller explained that the Proposition 1A Securitization Program is authorized under ABX4 15, the Proposition 1A Securitization Program was instituted by California Communities to enable Local Agencies to sell their respective Proposition 1A Receivables to California Communities. SB 67 was adopted to clarify specific aspects of ABX4 14 and ABX4 15. Under the Securitization Program, California Communities will simultaneously purchase the Proposition 1A Receivables, issue bonds (“Prop 1A Bonds”) and provide each local agency with the cash proceeds in two equal installments, on January 15, 2010 and May 3, 2010 (to coincide with the dates that the State will be shifting property tax from local agencies). The purchase price paid to the local issuance and interest will be paid by the State of California. Participating local agencies will have no obligation on the bonds and no credit exposure to the State. If the City of Wheatland sells its Proposition 1A Receivable under the Proposition 1A Securitization Program, California Communities will pledge the City’s Proposition 1A Receivable to secure the repayment of a corresponding amount of the Prop 1A Bonds. The City’s sale of its Proposition 1A Receivable will be irrevocable. Bondholders will have no recourse to the City if the State does not make the Proposition 1A Repayment.

It was moved by Council member J. Pendergraph, seconded by L. McIntosh to approve **Resolution No. 22-09 Approving the Form of and Authorizing the Execution and Delivery of a Purchase and Sale Agreement and Related Documents with Respect to the Sale of the Seller’s Proposition 1A Receivable from the State; and Directing and Authorizing Certain Other Actions in Connection Therewith**. Vote called – AYES: All. Motion carried.

## **REPORTS**

R. West reported on the SACOG and YSEDC meetings and the forum for businesses which was held at the Wheatland Community Center.  
E. Elphick reported on the Town Hall meeting.

## **ADJOURN**

There being no further business, Mayor Elphick adjourned the meeting at 6:30 p.m.

Minutes approve and adopted this 10<sup>th</sup> day of November, 2009.

---

Enita Elphick, *Mayor*

---

Lisa J. Thomason  
*City Clerk*